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Paper No. 13

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OFFICE OF PETITIONS

In re Application of
Masaru Watanabe et al
Application No. 10/008,945
Filed: November 7, 2001
Attorney Docket No. MTS-3285

ON PETITION

This is a decision on the petition, filed December 2, 2003, under 37 CFR 1.313(c)(2) to withdraw the above-identified application from issue after payment of the issue fee.

The petition is **GRANTED**.

The above-identified application is withdrawn from issue for consideration of a submission under 37 CFR 1.114 (request for continued examination). See 37 CFR 1.313(c)(2).

Petitioner is advised that the issue fee paid on October 28, 2003 in the above-identified application cannot be refunded. If, however, the above-identified application is again allowed, petitioner may request that it be applied towards the issue fee required by the new Notice of Allowance.¹

Telephone inquiries should be directed to the undersigned at (703) 305-8859.

After receipt of the file in the Office of Petitions, the application will be forwarded to Technology Center AU 1742 for processing of the request for continued examination under 37 CFR 1.114.

Karen Creasy

Karen Creasy
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy

¹ The request to apply the issue fee to the new Notice may be satisfied by completing and returning the new Issue Fee Transmittal Form PTOL-85(b), which includes the following language thereon: "Commissioner for Patents is requested to apply the Issue Fee and Publication Fee (if any) or re-apply any previously paid issue fee to the application identified above." Petitioner is advised that, whether a fee is indicated as being due or not, the Issue Fee Transmittal Form **must** be completed and timely submitted to avoid abandonment. Note the language in bold text on the first page of the Notice of Allowance and Fee(s) Due (PTOL-85).

MTS-3285US

SPECIAL PROCEDURES SUBMISSION

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No: 10/008,945
 Applicant: Masaru Watanabe et al.
 Filed: November 7, 2001
 Title: METHOD OF PRODUCING ELECTRODES FOR BATTERY
 TC/A.U.: 1742
 Examiner: Daniel J. Jenkins
 Confirmation No.: 4814
 Issue Fee Paid: October 23, 2003
 Issue Date: Not Assigned/Posted

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PETITION TO WITHDRAW APPLICATION FROM ISSUE 37 C.F.R. § 1.313(c)(2)Mail Stop 313(c)

Commissioner for Patents
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 Alexandria, VA 22313-1450

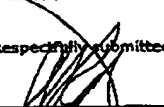
Sir:

The Applicants hereby petition, pursuant to 37 C.F.R. § 1.313(c)(2), to withdraw the above-identified application from issue.

The issue fee for this application was paid on October 23, 2003. The issue date has not yet been assigned/posted.

The reason for this request for withdrawal from issue is for consideration of a Request for Continued Examination enclosing an Information Disclosure Statement which is being filed on the same date as this Petition. The Commissioner for Patents is hereby authorized to charge payment to Deposit Account No. 18-0350 of any fees associated with this communication.

Respectfully submitted,


 Allan Ratner, Reg. No. 19,717
 Attorney for Applicants

AR/lp

Dated: December 2, 2003Enclosures: RCE and Information Disclosure Statement

P.O. Box 980
 Valley Forge, PA 19482
 (610) 407-0700

The Commissioner for Patents is hereby authorized to charge payment to Deposit Account No. 18-0350 of any fees associated with this communication. I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office: Fax No. (703) 872-9306 on the date shown below.

December 2, 2003


 Fran Petrella

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PAGE 7723 * RCVD AT 12/22/03 2:56:11 PM [Eastern Standard Time] * SVR:USPTO-EFXRF-1/1 * DMS:3729006 * CSD:6104070701 * DURATION (min-ss):17-20

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